

EXHIBIT 4

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF DELAWARE

Preliminary Hearing Notice

Mag. Dist. No: MDJ-32-1-23
 MDJ Name: Honorable Gregory J. Loftus
 Address: 100 Clifton Avenue
 Collingdale, PA 19023
 Telephone: 610-534-3443

Commonwealth of Pennsylvania
 v.
 Harry Maxwell

Harry Maxwell
 144 Lafayette Ave.
 Collingdale, PA 19023

Docket No: MJ-32123-CR-0000180-2018
 Case Filed: 11/14/2018
 Comp/Clt #: 20181026M5233
 OTN: U 648201-1

(X) *Harry Maxwell*

Charge(s)		
18 § 4101§§ A1 (Lead)	Forgery - Alter Writing	2 counts
18 § 4104 §§ A	Tamper Records Or Id-Writing	2 counts
25 § 3553	Violations / Absentee Elector	2 counts

A Preliminary Hearing has been scheduled for the above captioned case to be held on/at:

Date: Tuesday, December 4, 2018	Place: Courtroom MDJ-32-1-23 100 Clifton Avenue Collingdale, PA 19023 610-534-3443
Time: 9:30 AM	

Notice To Defendant

A complaint has been filed charging you with the offense(s) set forth above and on the attached copy of the complaint. If you fail to appear at the time and place above without cause, you will be deemed to have waived your right to be present at any further proceedings before the Magisterial District Judge and the case will proceed in your absence. If any of the charges against you are held for court, a request for a bench warrant against you will be transmitted to the Court of Common Pleas.

At the preliminary hearing you may:

1. Be represented by counsel;
 2. Cross-examine witnesses and inspect physical evidence offered against you;
 3. Call witnesses on your behalf other than witnesses to testify to your good reputation only, offer evidence on your behalf and testify;
 4. Make written notes of the proceeding, or have your counsel do so, or make a stenographic, mechanical, or electronic record of the proceedings.
- If the case is held for court and if you fail to appear without cause at any proceeding for which your presence is required, including trial, your absence may be deemed a waiver of your right to be present, and the proceeding, including the trial, may be conducted in your absence.

If you cannot afford to hire an attorney, one may be appointed to represent you. Please contact the office of the Magisterial District Judge for additional information regarding the appointment of an attorney. If you have any questions, please call the above office immediately. Should you fail to appear for your preliminary hearing, a warrant will be issued for your arrest.

November 16, 2018

Date

Gregory J. Loftus

The Honorable Gregory J. Loftus



If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation. You can make case payments online through Pennsylvania's Unified Judicial System web portal. Visit the portal at <http://ujportal.pacourts.us> to make a payment.



COMMONWEALTH OF PENNSYLVANIA
COUNTY OF DELAWARE

Preliminary Arraignment Notice

Mag. Dist. No: MDJ-32-1-23
 MDJ Name: Honorable Gregory J. Loftus
 Address: 100 Clifton Avenue
 Collingdale, PA 19023
 Telephone: 610-534-3443

Commonwealth of Pennsylvania
 v.
 Harry Maxwell

Harry Maxwell
 144 Lafayette Ave.
 Collingdale, PA 19023

Docket No: MJ-32123-CR-0000180-2018
 Case Filed: 11/14/2018
 Comp/CH #: 20181020M5233
 OTN: U 648201-1

(X) *Harry Maxwell*

Charge(s)		
18 § 4101 § A1 (Lead)	Forgery - Alter Writing	2 counts
18 § 4104 § A	Tamper Records Or Id-Writing	2 counts
25 § 3553	Violations / Absentee Elector	2 counts

A Preliminary Arraignment has been scheduled for the above captioned case to be held on/at:

Date: Monday, November 19, 2018	Place: Courtroom: MDJ-32-1-23 100 Clifton Avenue Collingdale, PA 19023 610-534-3443
Time: 9:30 AM	

At the preliminary arraignment, you will be given a copy of the criminal complaint that has been filed against you. In addition, you will be advised of your right to counsel, your right to a preliminary hearing, and the amount and types of bail available if your offense is a bailable offense.

At the preliminary arraignment, a date and time will be fixed for your preliminary hearing and you will be given a reasonable opportunity to post bail. If bail is not posted, you may be committed according to law.

If you have any questions, please call the above office immediately.

November 16, 2018

Date

Gregory J. Loftus

The Honorable Gregory J. Loftus



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WAIVER OF PRELIMINARY HEARING

Mag. Dist. No: MDJ-32-1-23
MDJ Name: Honorable Gregory J. Loftus
Address: 100 Clifton Avenue
Collingdale, PA 19023
Telephone: 610-534-3443

Commonwealth of Pennsylvania
v.
Harry Maxwell

Court of Common Pleas - Delaware County
Delaware County Courthouse
201 West Front Street
Media, PA 19063

Docket No: MJ-32123-CR-0000190-2018
Case Filed: 11/14/2018
OT: U 648201-1

I, the undersigned, certify that I waive my right to a preliminary hearing. I understand that I have a right to this hearing, at which time I have the right to:

1. be represented by counsel,
2. cross-examine witnesses,
3. inspect physical evidence offered against me,
4. call witnesses on my own behalf, offer evidence on my own behalf, and testify,
5. make written notes of the proceedings or have my own counsel do so, and make a stenographic, mechanical, or electronic record of the proceedings.

I understand that if a prima facie case of guilt is not established against me at this hearing, no charges against me would be dismissed.

I understand that when I am represented by counsel and I waive the right to preliminary hearing, I am thereafter precluded from raising challenges to the sufficiency of the prima facie case.

I understand that if the case is held for court and if I fail to appear without cause at any proceeding for which my presence is required, including trial, my absence may be deemed a waiver of my right to be present, and the proceeding, including the trial may be conducted in my absence.

- ☐ I have had a preliminary arraignment during which I was advised of my right to have a preliminary hearing and of my right to counsel.
- ☐ I have received a summons wherein I was advised of my right to have a preliminary hearing and of my right to counsel.

I knowingly, voluntarily, and intelligently make this waiver of my preliminary hearing.

Harry Maxwell
(Defendant)
[Signature]
(Attorney)

Signed this 12th day of Nov, 2018

Attorney for Defendant (if any)

Attorney Jeffrey J. Sobel
Delaware CO Public Defender's Office
220 W. Jackson St
Media, PA 19063

I HAVE DETERMINED THAT THE DEFENDANT HAS MADE A KNOWING, VOLUNTARY, AND INTELLIGENT WAIVER OF HIS RIGHT TO A PRELIMINARY HEARING.

Date

12-4-18

Magisterial District Judge



COURT OF COMMON PLEAS OF DELAWARE COUNTY

DOCKET



Docket Number: CP-23-CR-0007242-2018

CRIMINAL DOCKET

Court Case

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CASE INFORMATION

Judge Assigned: Pagano, George A. Date Filed: 12/10/2018 Initiation Date: 11/14/2018
OTN: U 648201-1 LOTN: Originating Docket No: MJ-32123-CR-0000190-2018
Initial Issuing Authority: The Honorable Greg J. Loftus Final Issuing Authority: The Honorable Greg J. Loftus
Arresting Agency: Delaware County C I D Arresting Officer: Lythgoe, Robert T. Jr.
Complaint/Incident #: 20181026M5233
Case Local Number Type(s) Case Local Number(s)

STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>
Closed	02/08/2019	Sentenced/Penalty Imposed	10/24/2018
	02/08/2019	Awaiting Sentencing	
	01/11/2019	Awaiting Trial Scheduling	
	12/10/2018	Awaiting Formal Arraignment	
	12/10/2018	Awaiting Filing of Information	

Complaint Date: 11/14/2018

CALENDAR EVENTS

<u>Case Calendar</u>	<u>Schedule</u>	<u>Start</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule</u>
<u>Event Type</u>	<u>Start Date</u>	<u>Time</u>			<u>Status</u>
Formal Arraignment	01/09/2019	8:00 am			Scheduled
Pre-Trial	02/05/2019	8:00 am	Courtroom 9	Judge George A. Pagano	Scheduled
Conference					

DEFENDANT INFORMATION

Date Of Birth: 08/08/1939 City/State/Zip: Collingdale, PA 19023

Alias Name

Maxwell, Harry Jr.
Maxwell, Harry S. Jr.
Maxwell, Harry Sandoe Jr.

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Maxwell, Harry

BAIL INFORMATION

Maxwell, Harry **Nebbia Status: None**

<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Percentage</u>	<u>Amount</u>	<u>Bail Posting Status</u>	<u>Posting Date</u>
Set	11/19/2018	Unsecured		\$20,000.00		

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CHARGES

<u>Seq.</u>	<u>Orig Seq.</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense Dt.</u>	<u>OTN</u>
1	1	M1	18 § 4101 §§ A1	Forgery - Alter Writing	10/24/2018	U 648201-1
2	5	M	25 § 3553	Violations / Absentee Elector	10/24/2018	U 648201-1
3	7	M1	18 § 903	Conspiracy - Forgery - Alter Writing	10/24/2018	U 648201-1
4	8	M	18 § 903	Conspiracy - Violations / Absentee Elector	10/24/2018	U 648201-1
99,999	6	M	25 § 3553	Violations / Absentee Elector	10/24/2018	U 648201-1
99,999	2	M1	18 § 4101 §§ A1	Forgery - Alter Writing	10/24/2018	U 648201-1
99,999	3	M1	18 § 4104 §§ A	Tamper Records Or Id-Writing	10/24/2018	U 648201-1
99,999	4	M1	18 § 4104 §§ A	Tamper Records Or Id-Writing	10/24/2018	U 648201-1

DISPOSITION SENTENCING/PENALTIES

Disposition

<u>Case Event</u>	<u>Disposition Date</u>	<u>Final Disposition</u>
<u>Sequence/Description</u>	<u>Offense Disposition</u>	<u>Grade</u> <u>Section</u>
<u>Sentencing Judge</u>	<u>Sentence Date</u>	<u>Credit For Time Served</u>
<u>Sentence/Diversion Program Type</u>	<u>Incarceration/Diversionary Period</u>	<u>Start Date</u>
<u>Sentence Conditions</u>		

Waived for Court (Lower Court)

Defendant Was Present

Lower Court Disposition	12/04/2018	Not Final
1 / Forgery - Alter Writing	Waived for Court (Lower Court)	M1 18 § 4101 §§ A1
2 / Violations / Absentee Elector	Waived for Court (Lower Court)	M 25 § 3553
99,999 / Forgery - Alter Writing	Waived for Court (Lower Court)	M1 18 § 4101 §§ A1
99,999 / Tamper Records Or Id-Writing	Withdrawn (Lower Court)	M1 18 § 4104 §§ A
99,999 / Violations / Absentee Elector	Waived for Court (Lower Court)	M 25 § 3553

Proceed to Court

Defendant Was Not Present

Information Filed	01/09/2019	Not Final
1 / Forgery - Alter Writing	Proceed to Court	M1 18 § 4101 §§ A1
2 / Violations / Absentee Elector	Proceed to Court	M 25 § 3553
3 / Conspiracy - Forgery - Alter Writing	Proceed to Court	M1 18 § 903
4 / Conspiracy - Violations / Absentee Elector	Proceed to Court	M 18 § 903
99,999 / Forgery - Alter Writing	Charge Changed	M1 18 § 4101 §§ A1
Replaced by 18 § 903, Conspiracy - Forgery - Alter Writing		
99,999 / Tamper Records Or Id-Writing	Disposed at Lower Court	M1 18 § 4104 §§ A
99,999 / Violations / Absentee Elector	Charge Changed	M 25 § 3553
Replaced by 18 § 903, Conspiracy - Violations / Absentee Elector		

Guilty Plea - Negotiated

Pre-Trial Conference	02/08/2019	Final Disposition
1 / Forgery - Alter Writing	Guilty Plea - Negotiated	M1 18 § 4101 §§ A1
Pagano, George A.	02/08/2019	

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DISPOSITION SENTENCING/PENALTIES

Disposition

<u>Case Event</u>	<u>Disposition Date</u>	<u>Final Disposition</u>	
<u>Sequence/Description</u>	<u>Offense Disposition</u>	<u>Grade</u>	<u>Section</u>
<u>Sentencing Judge</u>	<u>Sentence Date</u>	<u>Credit For Time Served</u>	
<u>Sentence/Diversion Program Type</u>	<u>Incarceration/Diversionary Period</u>	<u>Start Date</u>	
<u>Sentence Conditions</u>			
Probation	Max of 2.00 Years 2 Years		
Comply with rules and regulations governing Probation and or Parole			
Comply with following directive(s) of Court: Non-Reporting Probation. Defendant not to register to vote for 4 years per Order entered into.			
Pay fine(s) in the amount of \$500.00			
2 / Violations / Absentee Elector Pagano, George A. Probation	Guilty Plea - Negotiated 02/08/2019 Max of 2.00 Years 2 Years	M	25 § 3553
3 / Conspiracy - Forgery - Alter Writing Pagano, George A. Probation	Guilty Plea - Negotiated 02/08/2019 Max of 2.00 Years 2 Years	M1	18 § 903
4 / Conspiracy - Violations / Absentee Elector Pagano, George A. Probation	Guilty Plea - Negotiated 02/08/2019 Max of 2.00 Years 2 Years	M	18 § 903
99,999 / Forgery - Alter Writing Replaced by 18 § 903, Conspiracy - Forgery - Alter Writing Pagano, George A.	Charge Changed 02/08/2019	M1	18 § 4101 §§ A1
99,999 / Tamper Records Or Id-Writing Pagano, George A.	Disposed at Lower Court 02/08/2019	M1	18 § 4104 §§ A
99,999 / Violations / Absentee Elector Replaced by 18 § 903, Conspiracy - Violations / Absentee Elector Pagano, George A.	Charge Changed 02/08/2019	M	25 § 3553

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LINKED SENTENCES:

Link 1

CP-23-CR-0007242-2018 - Seq. No. 4 (25§ 3553 §§) - Probation is Concurrent with
CP-23-CR-0007242-2018 - Seq. No. 1 (18§ 4101 §§ A1) - Probation

Link 2

CP-23-CR-0007242-2018 - Seq. No. 4 (25§ 3553 §§) - Probation is Concurrent with
CP-23-CR-0007242-2018 - Seq. No. 2 (25§ 3553 §§) - Probation

Link 3

CP-23-CR-0007242-2018 - Seq. No. 4 (25§ 3553 §§) - Probation is Concurrent with
CP-23-CR-0007242-2018 - Seq. No. 3 (18§ 4101 §§ A1) - Probation

Link 4

CP-23-CR-0007242-2018 - Seq. No. 3 (18§ 4101 §§ A1) - Probation is Concurrent with
CP-23-CR-0007242-2018 - Seq. No. 1 (18§ 4101 §§ A1) - Probation

Link 5

CP-23-CR-0007242-2018 - Seq. No. 3 (18§ 4101 §§ A1) - Probation is Concurrent with
CP-23-CR-0007242-2018 - Seq. No. 2 (25§ 3553 §§) - Probation

Link 6

CP-23-CR-0007242-2018 - Seq. No. 2 (25§ 3553 §§) - Probation is Concurrent with
CP-23-CR-0007242-2018 - Seq. No. 1 (18§ 4101 §§ A1) - Probation

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COMMONWEALTH INFORMATION

Name: Sean Patrick McNabb

District Attorney

Supreme Court No: 312266

Phone Number(s):
610-891-6967 (Phone)

Address:
201 W Front St
Media, PA 19063

Name: Delaware County District Attorney's
Office
Prosecutor

Supreme Court No:
Phone Number(s):
610-891-4168 (Phone)

Address:
Delaware County Courthouse
201 West Front Street
Media, PA 19063

Name: Katayoun M. Copeland
District Attorney

Supreme Court No: 067889
Phone Number(s):
610-891-4168 (Phone)

Address:
Delaware County District Attorney's Office
201 W Front St
Media, PA 19063

ATTORNEY INFORMATION

Name: Denis E. Leonard III

Public Defender

Supreme Court No: 089531

Rep. Status: Active

Phone Number(s):
610-891-4105 (Phone)

Address:
De Co Public Defender's Ofc
313 W Front St
Media, PA 19063-2340

Representing: Maxwell, Harry

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	11/19/2018		Loftus, Greg J.
Bail Set - Maxwell, Harry			
2	11/19/2018		Delaware County Clerk of Courts
Costs Due Clerk of Courts Livescan			
1	12/10/2018		Court of Common Pleas - Delaware County
Original Papers Received from Lower Court			

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ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
1	01/09/2019		Delaware County Court Administration
PTC Scheduled for 2/5/19 @ 9:00 AM in Judge Pagano's CRTRM			
2	01/09/2019		Copeland, Katayoun
Information Filed			
1	02/04/2019		Leonard, Denis E. III
Entry of Appearance			
1	02/08/2019		Pagano, George A.
Guilty Plea - Negotiated			
2	02/08/2019		Maxwell, Harry
Guilty Plea Statement Filed			
3	02/08/2019		Maxwell, Harry
Statement of Post-Sentence Rights Filed			
4	02/08/2019		Pagano, George A.
Order - Sentence/Penalty Imposed			
1	02/11/2019		Pagano, George A.
Order - Send Certified Copy of this Order to Voter Registration Office for Delaware County PA			
Leonard, Denis E. III			
02/12/2019	Interoffice		
McNabb, Sean Patrick			
02/12/2019	Interoffice		
2	02/11/2019		Pagano, George A.
Guideline Sentence Form			
1	02/28/2019		Court of Common Pleas - Delaware County
Entry of Civil Judgment			

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CASE FINANCIAL INFORMATION

Last Payment Date:

Total of Last Payment:

Maxwell, Harry Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
CID (Delaware)	\$300.00	\$0.00	\$0.00	\$0.00	\$300.00
ATJ	\$6.00	\$0.00	\$0.00	\$0.00	\$6.00
CJES	\$2.50	\$0.00	\$0.00	\$0.00	\$2.50
Clerk of Courts - Misdemeanor (Delaware)	\$241.00	\$0.00	\$0.00	\$0.00	\$241.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$10.55	\$0.00	\$0.00	\$0.00	\$10.55
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
County Court Cost (Act 204 of 1976)	\$34.15	\$0.00	\$0.00	\$0.00	\$34.15
Crime Victims Compensation (Act 96 of 1984)	\$35.00	\$0.00	\$0.00	\$0.00	\$35.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	\$0.00	\$0.00	\$0.00	\$10.00
Firearm Education and Training Fund	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
JCPS	\$21.25	\$0.00	\$0.00	\$0.00	\$21.25
Judicial Computer Project	\$8.00	\$0.00	\$0.00	\$0.00	\$8.00
OAG - JCP	\$2.50	\$0.00	\$0.00	\$0.00	\$2.50
State Court Costs (Act 204 of 1976)	\$12.30	\$0.00	\$0.00	\$0.00	\$12.30
Victim Witness Service (Act 111 of 1998)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
Automation OJS Fee (Delaware)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
District Attorney (Delaware)	\$100.00	\$0.00	\$0.00	\$0.00	\$100.00
OSP (Delaware/State) (Act 35 of 1991)	\$240.00	\$0.00	\$0.00	\$0.00	\$240.00
OSP (Delaware/State) (Act 35 of 1991)	\$240.00	\$0.00	\$0.00	\$0.00	\$240.00
Sheriff (Delaware)	\$40.00	\$0.00	\$0.00	\$0.00	\$40.00
Costs/Fees Totals:	\$1,388.25	\$0.00	\$0.00	\$0.00	\$1,388.25
Fines					
Criminal Justice Enhancement (Act 30 of 2007)	\$500.00	\$0.00	\$0.00	\$0.00	\$500.00
Fines Totals:	\$500.00	\$0.00	\$0.00	\$0.00	\$500.00
Grand Totals:	\$1,888.25	\$0.00	\$0.00	\$0.00	\$1,888.25

** - Indicates assessment is subrogated